

EXHIBIT A



FEDERAL BUREAU OF INVESTIGATION

Date of entry 01/24/2019

PATIENT MEDICAL INFORMATION

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On 12/17/2018, CHRISTOPHER INCE, MD, DOB [REDACTED], SSN [REDACTED], was interviewed at the US Attorney's Office in Houston, TX, under a proffer agreement in follow-up to a previous proffer interview. Present during this interview were INCE, his attorney, Sam Louis; Trial Attorney Aleza Remis; and SA Steven Sandh. After being advised of the purpose of the meeting and admonished to be truthful, INCE provided the following information:

PATIENTS

INCE denies ever signing prescriptions for patients that he did not see.

There are some patients [from the list of patients in the two subpoenas to APPLIED PAIN ASSOCIATES, PLLC] for whom INCE's office does not have patient files. These patients are:

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Investigation on 12/17/2018 at Houston, Texas, United States (In Person)

File # [REDACTED] Date drafted 12/18/2018
by Steven R. Sandh

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(U) INCE, CHRISTOPHER, MD - 2018-12-17 -
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• [REDACTED]
• [REDACTED]
• BRIAN SWIENCINSK
• [REDACTED]
• [REDACTED]

All of the [REDACTED] are unknown to INCE. To his knowledge, INCE never signed a prescription for them.

INCE has no recollection of the [REDACTED], the [REDACTED], [REDACTED], or [REDACTED].

[REDACTED] is the wife of [REDACTED] who is a good friend of INCE's. INCE does not recall writing a prescription for [REDACTED]; however, it is possible that he did. [REDACTED] was a patient of INCE's. [REDACTED] was never a patient in INCE's office.

[REDACTED] is a friend of INCE's. [REDACTED] worked with [REDACTED]. [REDACTED] was not a patient in INCE's office. INCE does not recall whether he wrote prescriptions for [REDACTED].

[REDACTED] is a good friend of INCE's. [REDACTED] has no patient file [at INCE's office], and INCE does not recall whether he wrote prescriptions for [REDACTED].

BRIAN [REDACTED] SWIENCINSKI are good friends of INCE's. They have no patient files [at INCE's practice], though INCE did write prescriptions for them. [REDACTED] is the [REDACTED] of BRIAN [REDACTED] SWIENCINSKI. INCE used to see the SWIENCINSKIs very often. They lived in the same building as INCE. INCE recalls writing a prescription for [REDACTED]; it may have been at the same time/occasion as INCE's prescription for [REDACTED]. INCE may have even been the one to suggest to the SWIENCINSKIs that INCE could write prescriptions [REDACTED] for them. INCE, however, does not recall, and it may have been that BRIAN SWIENCINSKI brought it [writing the prescriptions] up.

[Regarding why INCE would have written prescriptions for individuals who are not patients / have no patient file, INCE advised:] it could be a number of reasons. Mainly, it is because of muscular-skeletal pain. The prescriptions would have been [written] for a medical need.

INCE does see children as part of his practice.

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Prior to [INCE's association with] BRIAN SWIENCINSKI's pharmacy, INCE wrote over 1,100 cream prescriptions. This would have been from 2012 to 2015. The pharmacies that filled these prescriptions were not associated with BRIAN SWIENCINSKI.

COMPENSATION/LOANS

INCE denies ever receiving any compensation or incentives for [his] prescriptions [filled] by SWIENCINSKI's pharmacy. INCE also used other pharmacies at the time that he used SWIENCINSKI's pharmacy. None of those pharmacies paid INCE, either.

INCE reaffirms that the financial transactions [from WORTH MEDICAL / SWIENCINSKI to INCE] that were discussed during INCE's previous proffer interview were not payments. Rather, all of these transfers were loans [from SWIENCINSKI to INCE]. INCE does not have any paperwork of the associated loan agreements; however, INCE knows that SWIENCINSKI has a copy of one of them. [As for repayment on these loans,] INCE probably still owes SWIENCINSKI about \$500,000.

INCE does not know who got paid for the prescriptions sent to SWIENCINSKI's pharmacy. "We" did not have a [sales] representative. It was SWIENCINSKI who dropped off the forms [prescription pads/sheets].

PRESCRIPTIONS

All of the prescriptions [pads/sheets from SWIENCINSKI's pharmacy] were blank when INCE received them. None of them were pre-filled out at all.

After a prescription was ready [filled out and signed, presumably], [REDACTED] or [REDACTED], the MAs [medical assistants] at INCE's office, would have probably been the one to fax the prescription to the pharmacy.

For the patient files that INCE does have [in response to the subpoenas, presumably], INCE does not have the actual prescriptions that were faxed [to SWIENCINSKI's pharmacy]. There is just a notation in the notes [about the prescription and/or the medical need, presumably].

[Regarding the practice of INCE's office concerning keeping prescriptions, INCE advised] the office definitely keeps the narcotic prescriptions. The [compound prescriptions] were seen as less [serious].

FD-302a (Rev. 05-08-10)

[REDACTED]
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[REDACTED]

[REDACTED]

[During the proffer meeting, INCE's attorney, Sam Louis, provided the Government with copies of records, including detailed patient file records for [REDACTED] and [REDACTED]; a summary chart; and research records related to some of the individuals identified by the Government as patients for whom SWIENCINSKI's pharmacy group claim INCE as the prescribing physician. Refer to the provided items (stored via 1-A) for details.]